

“(3) The assistance referred to in paragraph (1) includes the operation of equipment (including equipment made available under section 372 of title 10) to monitor, contain, disable, or dispose of a biological weapon of mass destruction or elements of the weapon.

“(4) The Attorney General and the Secretary of Defense shall jointly issue regulations concerning the types of assistance that may be provided under this subsection. Such regulations shall also describe the actions that Department of Defense personnel may take in circumstances incident to the provision of assistance under this subsection. Such regulations shall not authorize arrest or any assistance in conducting searches and seizures that seek evidence related to violations of this section, except for the immediate protection of human life.

“(5) The Secretary of Defense shall require reimbursement as a condition for providing assistance under this subsection in accordance with section 377 of title 10.

“(6)(A) Except to the extent otherwise provided by the Attorney General, the Deputy Attorney General may exercise the authority of the Attorney General under this subsection. The Attorney General may delegate the Attorney General's authority under this subsection only to the Associate Attorney General or an Assistant Attorney General and only if the Associate Attorney General or Assistant Attorney General to whom delegated has been designated by the Attorney General to act for, and to exercise the general powers of, the Attorney General.

“(B) Except to the extent otherwise provided by the Secretary of Defense, the Deputy Secretary of Defense may exercise the authority of the Secretary of Defense under this subsection. The Secretary of Defense may delegate the Secretary's authority under this subsection only to an Under Secretary of Defense or an Assistant Secretary of Defense and only if the Under Secretary or Assistant Secretary to whom delegated has been designated by the Secretary to act for, and to exercise the general powers of, the Secretary.”

(b) **CHEMICAL WEAPONS OF MASS DESTRUCTION.**—The chapter 113B of title 18, United States Code, that relates to terrorism, is amended by inserting after section 2332a the following:

**“§ 2332b. Use of chemical weapons**

“(a) **OFFENSE.**—A person who without lawful authority uses, or attempts or conspires to use, a chemical weapon—

“(1) against a national of the United States while such national is outside of the United States;

“(2) against any person within the United States; or

“(3) against any property that is owned, leased or used by the United States or by any department or agency of the United States, whether the property is within or outside of the United States, shall be imprisoned for any term of years or for life, and if death results, shall be punished by death or imprisoned for any term of years or for life.

“(b) **DEFINITIONS.**—For purposes of this section—

“(1) the term “national of the United States” has the meaning given in section 101(a)(22) of the Immigration and Nationality Act (8 U.S.C. 1101(a)(22)); and

“(2) the term “chemical weapon” means any weapon that is designed to cause widespread death or serious bodily injury through the release, dissemination, or impact of toxic or poisonous chemicals or their precursors.

“(c)(1) **MILITARY ASSISTANCE.**—The Attorney General may request that the Secretary

of Defense provide assistance in support of Department of Justice activities relating to the enforcement of this section in an emergency situation involving chemical weapons of mass destruction. Department of Defense resources, including personnel of the Department of Defense, may be used to provide such assistance if—

“(A) the Secretary of Defense and the Attorney General determines that an emergency situation involving chemical weapons of mass destruction exists; and

“(B) the Secretary of Defense determines that the provision of such assistance will not adversely affect the military preparedness of the United States.

“(2) As used in this section, “emergency situation involving chemical weapons of mass destruction” means a circumstance involving a chemical weapon of mass destruction—

“(A) that poses a serious threat to the interests of the United States; and

“(B) in which—

“(i) civilian expertise is not readily available to provide the required assistance to counter the threat posed by the chemical weapon of mass destruction involved;

“(ii) Department of Defense special capabilities and expertise are needed to counter the threat posed by the biological weapon of mass destruction involved; and

“(iii) enforcement of the law would be seriously impaired if the Department of Defense assistance were not provided.

“(3) The assistance referred to in paragraph (1) includes the operation of equipment (including equipment made available under section 372 of title 10) to monitor, contain, disable, or dispose of a chemical weapon of mass destruction or elements of the weapon.

“(4) The Attorney General and the Secretary of Defense shall jointly issue regulations concerning the types of assistance that may be provided under this subsection. Such regulations shall also describe the actions the Department of Defense personnel may take in circumstances incident to the provision of assistance under this subsection. Such regulations shall not authorize arrest or any assistance in conducting searches and seizures that seek evidence related to violations of this section, except for the immediate protection of human lives.

“(5) The Secretary of Defense shall require reimbursement as a condition for providing assistance under this subsection in accordance with section 377 of title 10.

“(6)(A) Except to the extent otherwise provided by the Attorney General, the Deputy Attorney General may exercise the authority of the Attorney General under this subsection. The Attorney General may delegate the Attorney General's authority under this subsection only to the Associate Attorney General or an Assistant Attorney General and only if the Associate Attorney General or Assistant Attorney General to whom delegated has been designated by the Attorney General to act for, and to exercise the general powers of, the Attorney General.

“(B) Except to the extent otherwise provided by the Secretary of Defense, the Deputy Secretary of Defense may exercise the authority of the Secretary of Defense under this subsection. The Secretary of Defense may delegate the Secretary's authority under this subsection only to an Under Secretary of Defense or an Assistant Secretary of Defense and only if the Under Secretary or Assistant Secretary to whom delegated has been designated by the Secretary to act for, and to exercise the general powers of, the Secretary.”

(d) **CLERICAL AMENDMENT.**—The chapter analysis for chapter 113B of title 18, United States Code, is amended by inserting after

the item relating to section 2332a the following:

“2332b. Use of chemical weapons.”

(e) **USE OF WEAPONS OF MASS DESTRUCTION.**—Section 2332a(a) of title 18, United States Code, is amended by inserting “without lawful authority” after “A person who”.

(c) (1) **CIVILIAN EXPERTISE.**—The President shall take reasonable measures to reduce civilian law enforcement officials' reliance on Department of Defense resources to counter the threat posed by the use of potential use biological and chemical weapons of mass destruction within the United States, including:

(A) increasing civilian law enforcement expertise to counter such threat;

(B) improving coordination between civilian law enforcement officials and other civilian sources of expertise, both within and outside the Federal Government, to counter such threat;

(2) **REPORT REQUIREMENT.**—The President shall submit to the Congress—

(A) ninety days after the date of enactment of this Act, a report describing the respective policy functions and operational roles of Federal agencies in countering the threat posed by the use or potential use of biological and chemical weapons of mass destruction within United States;

(B) one year after the date of enactment of this Act, a report describing the actions planned to be taken and the attendant cost pertaining to paragraph (1); and

(C) three years after the date of enactment of this Act, a report updating the information provided in the reports submitted pursuant to subparagraphs (A) and (B), including measures taken pursuant to paragraph (1).

## AUTHORITY FOR COMMITTEES TO MEET

### COMMITTEE ON AGRICULTURE, NUTRITION, AND FORESTRY

Mr. HATCH. Mr. President, I ask unanimous consent that the Committee on Agriculture, Nutrition, and Forestry Subcommittee on Forestry, Conservation, and Rural Revitalization be allowed to meet during the session of the Senate on Tuesday, June 6, 1995 at 9:30 a.m., in SR-332, to discuss resource conservation.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON FINANCE

Mr. HATCH. Mr. President, I ask unanimous consent that the Committee on Finance be permitted to meet Tuesday, June 6, 1995, beginning at 9:30 a.m. in room SD-215, to conduct a hearing on the overstatement of the Consumer Price Index. The Finance Committee also requests unanimous consent that we be permitted to meet on Tuesday beginning at 2:30 p.m. to conduct a hearing on the 1995 Board of Trustees Annual Report of the Federal Hospital Insurance and Federal Supplemental Insurance Trust Funds.

The PRESIDING OFFICER. Without objection, it is so ordered.

### COMMITTEE ON THE JUDICIARY

Mr. HATCH. Mr. President, I ask unanimous consent that the Committee on the Judiciary be authorized to meet during the session of the Senate on Tuesday, June 6, 1995, at 2 p.m. to hold a hearing on judicial nominees.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUBCOMMITTEE ON THE CONSTITUTION

Mr. HATCH. Mr. President, I ask unanimous consent that the Subcommittee on the Constitution of the Committee of the Judiciary, be authorized to hold a hearing during the session of the Senate on Tuesday, June 6, 1995, at 10 a.m. to consider "S.J. Res. 31, granting Congress and the States authority to prohibit the physical desecration of the flag."

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUBCOMMITTEE ON EAST ASIAN AND PACIFIC AFFAIRS

Mr. HATCH. Mr. President, I ask unanimous consent that the Subcommittee on East Asian and Pacific Affairs of the Committee on Foreign Relations be authorized to meet during the session of the Senate on Tuesday, June 6, 1995, at 10 a.m.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### SUBCOMMITTEE ON ENERGY PRODUCTION AND REGULATION

Mr. HATCH. Mr. President, I ask unanimous consent that the Subcommittee on Energy Production and Regulation of the Committee on Energy and Natural Resources be granted permission to meet during the session of the Senate on Tuesday, June 6, 1995, for purposes of conducting a Subcommittee hearing which is scheduled to begin at 9:30 a.m. The purpose of the hearing is to receive testimony on S. 708, a bill to repeal section 210 of the Public Utility Regulatory Act of 1978.

The PRESIDING OFFICER. Without objection, it is so ordered.

### ADDITIONAL STATEMENTS

#### TRIBUTE TO SISTER RUTH GEHRES

• Mr. MCCONNELL. Mr. President, I rise today to recognize an outstanding Kentucky educator who has dedicated her life to serving the Catholic Church. Sister Ruth Gehres is retiring as president of Brescia College on September 15, 1995.

Sister Gehres is in her 10th year as president of the 4-year Catholic liberal arts college. She first came to Brescia College in 1967 as a teacher, a job that kept her extremely busy. She taught English, journalism, literature, linguistics, and elementary German to the hundreds of students enrolled at the campus. In 1986, her hard work and dedication paid off, she was named president of Brescia College, the third in the school's history.

Sister Gehres has seen many changes at Brescia College over the years. During her tenure, she was responsible for the new campus center, the acquisition of the former Western Kentucky Gas headquarters for the Lechner Graduate Center, the creation of a master's degree in management program, and a

partnership with Mercy Hospital to create a wellness center.

The Evansville, IN, native is a graduate of Mount St. Joseph Academy and Brescia College. She has a doctorate from St. Louis University. She also spent several years teaching elementary school in Nebraska and in Hodgenville and Owensboro, KY.

While Brescia College will miss Sister Gehres after her departure, the Catholic Church will remain a big part of her life. She plans to take a sabbatical to prepare for a new ministry. While she is unsure what field she will pursue, Sister Gehres recently told Owensboro's Messenger Enquirer she plans to seek a field that "engages my gifts and serves the church which also allows time for reflection and—I would hope—writing."

Mr. President, I ask you and my colleagues to join me in paying tribute to Sister Ruth Gehres. I commend her for her outstanding service to Brescia college. She has played a major role in making the Catholic college the quality institution that it is today. Her hard work, expertise, and kindness will certainly be missed by students, faculty, and fellow administrators.●

#### JUSTIN TYLER CARROLL—NATIONAL SPELLING BEE CHAMPION

• Mr. BUMPERS. Mr. President, it is my pleasure today to commend a bright young citizen of Arkansas, Justin Tyler Carroll. Last week Justin was crowned champion of the 68th annual National Spelling Bee.

Justin, a student at Wynne Junior High School, bested 247 contestants at the competition at the Capitol Hilton. The bee consisted of 835 difficult words such as "smaragdine," "frugivorous," and "syncretize." Justin successfully made it through the closing rounds and received his championship cup after spelling "xanthosis," which means a yellow discoloration of the skin.

Not only is Justin the winner of the National Spelling Bee, but he is the holder of several other outstanding awards as well. He is the recipient of the All-American Scholar Award, National Science Merit Award, National Leadership Merit Award, and National Mathematics Merit Award.

At the young age of 14, this straight A student has already earned many prestigious titles that promise a bright future indeed.

Being the winner of the National Spelling Bee is a tremendous achievement. I commend Justin's numerous accomplishments and praise his hard work. It is gratifying to those of us who were taught the importance of spelling to see that younger generations also take it seriously.●

#### TRIBUTE TO CHARLES H. LAND

• Mr. SHELBY. Mr. President, I rise today to bring to the attention of my Senate colleagues the retirement of

Charles Land, publisher of the Tuscaloosa News. After 40 years of service to the News, the city of Tuscaloosa, and the State of Alabama, Charlie has decided to turn over the job of publishing the Tuscaloosa News, and hopes to spend more time working in the community, golfing, fishing, and writing. I would like to take just a few moments, Mr. President, to recognize the outstanding professional and community leadership Charlie has provided over the years.

A native of Memphis, TN, Charlie Land grew up in Tuscaloosa, attended Tuscaloosa public schools and the University of Alabama, and served his country for 3 years in the U.S. Army. Charlie's newspaper career began in high school, where he covered sports for the school paper—an experience that helped prepare him for his first position at the Tuscaloosa News as a sportswriter. In 1966, he was named Alabama Sportswriter of the Year, and his success led to a series of promotions at the News.

In 1978, Charlie was named publisher of the Tuscaloosa News, and since then he has been a leader in the newspaper industry not only in Alabama, but throughout the southeast. He has served as president of the Alabama Press Association, a board member of the Southern Newspaper Publishers Association, president and board member of the Alabama Press Association Journalism Foundation and has won several State writing awards from the Associated Press and the Alabama Press Association.

In addition to this professional success, Charlie Land has been an outstanding civil leader, dedicating his time and energy to many worthy causes. He is currently the chairman of the President's Cabinet at the University of Alabama as well as a member of the National Steering Committee and chairman of the Journalism Department division for the University of Alabama Capital Campaign. In the past, Mr. Land has served as board member of Crimestoppers, president of the United Way of Tuscaloosa County, president of the Greater Tuscaloosa Chamber of Commerce, and a board member of the Society of Fine Arts.

Mr. President, Charlie Land's dedication to his community and his professional abilities are apparent, and I could mention the many, many awards and honors he has received in recognition of his work. But, as much as Charlie is a business and community leader, he is also a friend and advisor to many organizations and individuals in Tuscaloosa and the State of Alabama.

Recently, the Chamber of Commerce of West Alabama organized a tribute in honor of Charlie Land. The people who have worked with him over the years praised him for having done so much for Tuscaloosa. "When Charlie is your friend, you need few others," one attendee said. Others commented on his extraordinary insight and great skills as a listener and advisor.